

51st Annual Report 2020

Michigan Law Revision Commission

JANE O. WILENSKY, *Executive Secretary*

Term Members:

RICHARD D. MCLELLAN,
Chair

ANTHONY DEREZINSKI,
Vice Chair

BRIAN A. LAVICTOIRE

GEORGE E. WARD

Legislative Members:

SENATOR STEPHANIE CHANG

SENATOR PETER J. LUCIDO

REPRESENTATIVE RYAN BERMAN

REPRESENTATIVE BRIAN K. ELDER

Ex Officio Member:

JENNIFER DETTLOFF

Legislative Council Administrator

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Lansing, Michigan 48909-7536



Michigan
Law Revision Commission

FIFTY-FIRST ANNUAL REPORT
2020

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**This report may be downloaded from the Commission’s Internet website,
<http://council.legislature.mi.gov/CouncilAdministrator/mlrc>**

MICHIGAN LAW REVISION COMMISSION
FIFTY-FIRST ANNUAL REPORT TO THE LEGISLATURE
FOR CALENDAR YEAR 2020

To the Members of the Michigan Legislature:

The Michigan Law Revision Commission presents its fifty-first annual report pursuant to section 403 of Act No. 268 of the Public Acts of 1986, MCL § 4.1403.

The Commission, created by section 401 of Act No. 268 of the Public Acts of 1986, MCL § 4.1401, consists of two members of the Senate, with one from the majority and one from the minority party, appointed by the Majority Leader of the Senate; two members of the House of Representatives, with one from the majority and one from the minority party, appointed by the Speaker of the House; the Director of the Legislative Service Bureau or his or her designee, who serves as an ex officio member; and four members appointed by the Legislative Council. The terms of the members appointed by the Legislative Council are staggered. The Legislative Council designates the Chair of the Commission. The Vice Chair is elected by the Commission.

Membership

The legislative members of the Commission during 2020 were Senator Peter J. Lucido of Shelby Township; Senator Stephanie Chang of Detroit; Representative Ryan Berman of Commerce Township; and Representative Brian K. Elder of Bay City. Legislative Council Administrator Jennifer Dettloff has been the ex officio member of the Commission since November 9, 2016. The appointed members of the Commission were Richard D. McLellan, Anthony Derezinski, Brian A. LaVictoire, and George E. Ward. Mr. McLellan served as Chairperson and Mr. Derezinski served as Vice Chairperson. Jane O. Wilensky served as Executive Secretary. Brief biographies of the Commission members and staff are located at the end of this report.

The Commission's Work in 2020

The Commission is charged by statute with the following duties:

1. To examine the common law and statutes of the state and current judicial decisions for the purpose of discovering defects and anachronisms in the law and to recommend needed reform.
2. To receive and consider proposed changes in law recommended by the American Law Institute, the National Conference of Commissioners on Uniform State Laws, any bar association, and other learned bodies.
3. To receive and consider suggestions from justices, judges, legislators and other public officials, lawyers, and the public generally as to defects and anachronisms in the law.
4. To recommend such changes in the law as it deems necessary in order to modify or eliminate antiquated and inequitable rules of law, and to bring the civil and criminal law of this state into harmony with modern conditions.
5. To encourage the faculty and students of the law schools of this state to participate in the work of the Commission.
6. To cooperate with the law revision commissions of other states and Canadian provinces.
7. To issue an annual report.

The problems to which the Commission directs its studies are largely identified through an examination by the Commission members and the Executive Secretary of the statutes and case law of Michigan, the reports of learned bodies and commissions from other jurisdictions, and legal literature. Other subjects are brought to the attention of the Commission by various organizations and individuals, including members of the Legislature.

The Commission's efforts have been devoted primarily to three areas. First, Commission members provided information to legislative committees related to various proposals previously recommended by the Commission. Second, the Commission examined suggested legislation proposed by various groups involved in law revision activity. These proposals included legislation advanced by the Council of State Governments, the National Conference of Commissioners on Uniform State Laws, and the law revision commissions of various jurisdictions within and outside the United States. Finally, the Commission considered various problems relating to special aspects of current Michigan law suggested by its own review of Michigan decisions and the recommendations of others.

As in previous years, the Commission studied various proposals that did not lead to legislative recommendations. In the case of certain uniform or model acts, the Commission sometimes found that the subjects treated had been considered by the Michigan Legislature in recent legislation and, therefore, did not recommend further action. In other instances, uniform or model acts were not pursued because similar legislation was currently pending before the Legislature upon the initiation of legislators having a special interest in the particular subject.

The Commission continues to operate with its sole staff member, the part-time Executive Secretary. The current Executive Secretary of the Commission is Jane O. Wilensky, who was responsible for the publication of this report. By using faculty members at several Michigan law schools as consultants and law students as researchers, the Commission has been able to operate on a budget substantially lower than that of similar commissions in other jurisdictions. At the end of this report, the Commission provides a list of more than 120 Michigan statutes passed since 1967 upon the recommendation of the Commission.

The Office of the Legislative Council Administrator handles the administrative functions and fiscal operations of the Commission under procedures established by the Legislative Council.

The Commission continues to welcome suggestions for improvement of its program and proposals.

Respectfully submitted,

Peter B. Ruddell, Chair
Anthony Derezinski, Vice Chair
Brian A. LaVictoire
Amy E. Murphy
Senator Stephanie Chang
Senator Jim Runestad
Representative Ryan Berman
Representative Kara Hope
Jennifer Dettloff

A RESOLUTION HONORING RICHARD D. McLELLAN

Whereas, It is with great respect and appreciation for his valuable contributions that the Michigan Law Revision Commission is pleased to honor Richard D. McLellan for 35 years of outstanding service to the Commission and to the people of the State of Michigan. Appointed to the Commission as a public member in June 1985 and as Chair in 1986, he has led the Commission with integrity and commitment; and

Whereas, A graduate of the Michigan State University Honors College and the University of Michigan Law School, Richard McLellan has compiled a most impressive record over the course of his career as a prominent and influential member of the legal community and of state government. His wide-ranging background includes his accomplishments as a practicing attorney and business consultant in Lansing, Michigan. In 2007, Mr. McLellan retired as an attorney with the law firm of Dykema Gossett PLLC where he served as the Member-in-Charge of the firm's Lansing Office and as the leader of the firm's Government Policy Department; and

Whereas, As Chair of the Michigan Law Revision Commission, Richard McLellan insightfully identified statutory issues and problems that were timely and relevant to the lives of people and the operations of government which, coupled with his keen understanding of the legislative process, resulted in Commission recommendations that supported and furthered sound public policies. Under his leadership, the Commission was consistently committed to advancing statutory reforms that supported fairness, open government, and transparency; and

Whereas, A noted legal scholar who takes a deep personal interest in the role that the law plays in each of our lives, Mr. McLellan served as a member of the Board of Trustees of Michigan State University Detroit College of Law and a member of the Advisory Board for MSU's James H. and Mary B. Quello Center for Telecommunication Management and Law. He also served two terms as a Member of the Board of Commissioners of the State Bar of Michigan; and

Whereas, Richard McLellan has been recognized for his expertise and brilliant legal acumen in the education and political sectors, serving as a member of the McPherson Commission on Charter Schools, Chair of the Corrections Commission, a member of the Michigan Export Development Authority, a member of the Michigan International Trade Authority, a member of the Library of Michigan Board of Trustees, a member of the Michigan Jobs Commission, and Chair of the Michigan Film Advisory Commission; and

Whereas, We are proud to commend him for his considerable activism in civic and service arenas not only in the Great Lake State, but around the world. He is a member of the Board of Governors of the Cranbrook Institute of Science, served for ten years as President of the Library of Michigan Foundation, is a former President of the Arthritis Foundation, Michigan Chapter, and a former member of the National Advocacy Committee of the Arthritis Foundation. He also helped establish and served as both President and Chair of the Michigan Japan Foundation, was appointed as a Presidential Observer to the elections in the People's Republic of Bulgaria in 1990 and 1996, and acted as an observer for the Nigerian national elections with the International Republican Institute in 1999; now, therefore, be it

Resolved by the Michigan Law Revision Commission, That tribute be accorded to honor Mr. Richard D. McLellan in grateful appreciation for his work as Chair of the Michigan Law Revision Commission; and be it further

Resolved, That a copy of this resolution be reprinted in the 2020 annual report of the Michigan Law Revision Commission.

A RESOLUTION HONORING STATE SENATOR PETER J. LUCIDO

Whereas, With the completion of his tenure in the Michigan Legislature, Senator Peter J. Lucido is also bringing to a close his service to the Michigan Law Revision Commission. In both of these responsibilities, this distinguished attorney has earned our admiration and respect for his commitment to the law and his sensitivity to the role it plays in the lives of every citizen and family; and

Whereas, Having earned a Juris Doctorate from Detroit College of Law (now Michigan State University School of Law), a Master of Business Administration from Central Michigan University, a bachelor's degree in Public Administration and Business from Oakland University, and an associate degree from Macomb Community College, Senator Lucido has compiled a most impressive record over the course of more than 30 years as an attorney. His wide-ranging background includes not only his accomplishments as the founder, president, and managing partner of one of Macomb County's largest law firms, but he is the founder and publisher-emeritus of *Macomb Now Magazine*. Additionally, he is an insurance agent, and realtor, and was formerly a licensed security register representative; and

Whereas, Senator Lucido was elected to serve the people of the 8th Senate District in November of 2018 and was previously elected in November of 2014 and reelected in 2016 to serve the residents of the 36th House District. During his tenure in the Senate, he served as Chair of the Committee on Judiciary and Public Safety, Chair of the Joint Committee on Administrative Rules, Vice Chair of Committee on Oversight, and served on the Committee on Elections and Ethics. He also served as a member of the Michigan Criminal Justice Policy Commission, Michigan Commission on Uniform State Laws, and Michigan Elder Abuse Task Force. His knowledge and leadership have been invaluable in enhancing the quality of Michigan's laws; and

Whereas, Senator Lucido has been involved in the community as a member of the Knights of Columbus, Macomb County Chamber of Commerce, Shelby Golden K Kiwanis, Greater Romeo-Washington Chamber of Commerce, Michigan Farm Bureau, Italian American Cultural Center, Italian American Chamber of Commerce, De La Salle Collegiate Board of Trustees, De La Salle Pilot Bar Association, Oakland University Presidents Council, and a former board member and current Ambassador Club member for Henry Ford Macomb Hospitals (formerly known as St. Joseph Mercy Macomb); now, therefore, be it

Resolved by the membership of the Michigan Law Revision Commission, That we extend this expression of our respect and thanks to the Honorable Peter J. Lucido, who served the Commission from January 2015 to December 2020. We offer our best wishes as he continues his unwavering service to the people of the State of Michigan as the Macomb County Prosecutor; and be it further

Resolved, That a copy of this resolution be reprinted in the 2020 annual report of the Michigan Law Revision Commission.

A RESOLUTION HONORING STATE REPRESENTATIVE BRIAN K. ELDER

Whereas, It is with great respect for his professional and personal commitment to the State of Michigan that we thank and honor State Representative Brian K. Elder for his commitment to public service and for his service as a member of the Michigan Law Revision Commission since February of 2017; and

Whereas, Representative Elder graduated Summa Cum Laude and earned a bachelor's degree in History from Wayne State University and a Juris Doctorate, with honors in Property Law and Oral Advocacy, from the UCLA School of Law. As a distinguished attorney, he has practiced law since 1998 and has demonstrated his commitment to the law and his sensitivity to the role it plays in the lives of every citizen by representing municipalities, labor unions, union members, and individuals in the areas of estate planning and elder law; and

Whereas, Representative Elder was elected to the Michigan House of Representatives and served two terms representing the 96th House District. He served as the Democratic Vice Chair on the Agriculture Committee, a member of the Judiciary Committee, and was the Chair and Co-Founder of the Michigan Legislative Labor Caucus; and

Whereas, Representative Elder served eight years as a Bay County Commissioner and served as Chair of the Bay County Board of Commissioners. He was an acknowledged leader in economic development and was instrumental in the creation of Bay County's only dog park. His dedication as a commissioner, as a lawmaker, and in all aspects of his career is deeply appreciated; now, therefore, be it

Resolved by the membership of the Michigan Law Revision Commission, That we extend this expression of our respect and thanks to the Honorable Brian K. Elder for his service to the State of Michigan; and be it further

Resolved, That a copy of this resolution be reprinted in the 2020 annual report of the Michigan Law Revision Commission.

2020 REPORT ON RECENT COURT DECISIONS IDENTIFYING STATUTES
FOR LEGISLATIVE ACTION AND
RECOMMENDATIONS TO THE LEGISLATURE

As part of its statutory charge to examine recent judicial decisions to discover defects and anachronisms in the law and to recommend needed reforms, the Michigan Law Revision Commission undertook a review of Michigan Supreme Court and Court of Appeals decisions issued from January 1 through December 30, 2020 urging legislative action. That review identified ten decisions for which the Commission makes no recommendations. The decisions examined by the Commission are:

1. *Tomasik v State*, 505 Mich 956 (2020)
2. *People v Xun Wang*, 505 Mich 239 (2020)
3. *People v Wood*, 506 Mich 114 (2020)
4. *Daniel v Ann Arbor Transit Auth.*, 506 Mich 973 (2020)
5. *Johnson v Sec’y of State*, 951 NW2d 310 (2020)
6. *Punturo v Kern*, 506 Mich 1009 (2020)
7. *In re: Knight*, 2020 Mich App LEXIS 6199 (2020)
8. *Spencer v State Police Dir.*, 2020 Mich App LEXIS 7780 (2020)

1. **Eligibility for compensation under the Wrongful Imprisonment Compensation Act. MCL 691.1751 et seq. *Tomasik v. State*, 505 Mich 956 (2020).**

Background

In a concurrence to the Order denying leave to appeal, Chief Justice McCormack highlighted “the troubling—and perhaps unforeseen by the Legislature—outcome in this case.” Plaintiff’s case was remanded for a new trial because of an evidentiary error. The plaintiff also sought relief based on a claim of new evidence, but the Court did not address that claim because relief was granted on the evidentiary error. Following the new trial, the plaintiff was acquitted and subsequently sought compensation under the Wrongful Imprisonment Compensation Act (WICA), MCL 691.1751 et seq. The Court of Claims denied compensation since the plaintiff’s conviction was not reversed on the basis of new evidence. MCL 691.1755(1)(c). The Court of Appeals affirmed.

Chief Justice McCormack agreed with the Court of Appeals that the statutory language in WICA does not entitle the plaintiff to compensation, but questioned whether that was the Legislature’s intent. In this case, the plaintiff initially sought relief based on evidentiary error and new evidence. If the plaintiff had only sought relief based on new evidence and not the trial errors, he would likely be eligible for WICA compensation. While it was not the Legislature’s intent to compensate people when a conviction is overturned solely because of trial court’s evidentiary error, Chief Justice McCormack “encourage[s] the Legislature to consider whether it intended to exclude individuals such as the plaintiff—call them “new evidence plus-ers”—from the WICA.”

Question Presented

Should the Legislature clarify the circumstances for which individuals may be eligible for compensation under WICA?

Recommendation

The Commission recommends legislative review of this issue but makes no recommendation of specific legislative action.

2. Clarifying Certain Provisions of the Medicaid False Claim Act. *People v. Xun Wang*, 505 Mich 239 (2020).

Background

The defendant appealed following her conviction for Medicaid fraud under MCL 400.607, a section of the Medicaid False Claim Act (MFCA) MCL 400.601 *et seq.*, and unauthorized practice of a health professional under MCL 333.16294, a section of the Public Health Code. The Court reversed defendant's conviction of Medicaid fraud, but affirmed her conviction for unauthorized practice of a health professional.

Justice Viviano concurred and wrote separately to "raise some concerns" about the criminal liability provisions of the MFCA. Specifically, Justice Viviano wanted to "highlight these problems and encourage the Legislature to address them in order to clarify the statute's meaning." The concurrence sets out a number of problems with the statute:

- 1) "[T]he initial sentence of MCL 400.602(f), defining "knowing" and "knowingly," is incomplete." The statute can only be understood by reading it together with MCL 400.607(1). However, incorporating the full definition of "knowing" from MCL 400.607(a) makes the statute difficult to comprehend.
- 2) It's unclear "whether the first sentence of MCL 400.602(f) encompasses the full breadth of the actual-and-constructive-knowledge standards."
- 3) "[I]n defining "reckless disregard" and "deliberate ignorance," it is unclear what role is played by the existence of both criminal and civil provisions in the MFCA, as compared to the civil provisions in the Federal Act." (False Claims Act, 31 USC 3729(a)(1)9B).
- 4) "[W]ith regard to MCL. 400.607(1), what does it mean to "cause" a false claim to be made or presented?"

Justice Viviano concluded by stating that these interpretive questions could arise in future MFCA cases "and may lead to a vagueness challenge or rule-of-lenity argument." He believes these issues "are best resolved by the Legislature...and encourage[s] the lawmaking branch to consider amending the statute to clarify its meaning."

Question Presented

Should the Legislature clarify the provisions of MCL 400.607 of the Medicaid False Claim Act?

Recommendation

The Commission recommends legislative review of this issue but makes no recommendation of specific legislative action

3. The definition of "juror" under the jury tampering statute, MCL 750.120a(1). *People v Wood*, 506 Mich 114 (2020).

Background

The defendant was convicted of jury tampering under MCL 750.120a(1) after handing out pamphlets promoting jury nullification to people arriving at a courthouse for their first day of jury duty. The Supreme Court reversed his conviction, holding that people "who were merely summoned for jury duty and had not participated in a case were not jurors under MCL 750.120a(1)." Justice Viviano dissented, finding that the ordinary meaning of jurors includes summoned jurors. In a footnote, the majority wrote: "[i]f the Legislature disagrees with our interpretation, it is free, at any time in the future, to clarify the meaning of "juror," as other states have done."

Question Presented

Should the Legislature clarify the meaning of “juror” under MCL 750.120a(1)?

Recommendation

The Commission recommends legislative review of this issue but makes no recommendation of specific legislative action.

4. The requirements of the voluntary-leaving provisions of the Michigan Employment Security Act (MESA), MCL 421.1 et seq. *Daniel v. Ann Arbor Transit Auth.*, 506 Mich 973 (2020).

Background

The Supreme Court denied the application for leave to appeal; however, Justice Cavanagh wrote a dissent to express her concerns about the voluntary-leaving provision of section 421.29(1)(a) of the Michigan Employment Security Act (MESA), MCL 421.29(1)(a).

The claimant had a heart attack and was unable to work as a bus driver. Under MESA, an individual claiming to have left work involuntarily for medical reasons must satisfy three requirements to receive unemployment benefits. The third requirement, found in MCL 421.29(1)(a), is that the claimant “unsuccessfully attempted to be placed on a leave of absence with the employer to last until the individual's mental or physical health would no longer be harmed by the current job.” That requirement, however, creates an untenable situation for people like the plaintiff in this case, whose health will never improve enough to resume their job duties. In such circumstances, claimants are left with only the options of taking long-term unpaid leave or becoming unemployed with no unemployment benefits. Justice Cavanagh found this to be inconsistent with MESA’s purpose of encouraging employers to provide stable employment. Her dissent concluded by questioning whether the Legislature “intended such an absurd outcome” and “urg[ing] the Legislature to consider amending the language of the third requirement of MCL 421.29(1)(a) to address the application of the medical-leave-of-absence requirement to claimants with longer-term medical conditions.”

Question Presented

Should the Legislature amend MCL 421.29(1)(a) of the MESA to address the application of the medical-leave-of-absence requirement to claimants with longer-term medical conditions?

Recommendation

The Commission recommends legislative review of this issue but makes no recommendation of specific legislative action.

5. Adjudicating claims of fraud in the election of presidential electors. *Johnson v. Sec’y of State*, 951 NW2d 310 (Mich. 2020).

Background

Petitioners’ complaint sought an audit of the 2020 general election results. The Supreme Court denied the petition for extraordinary writs and declaratory relief.

Justice Viviano, joined by Justice Markman, dissented. Justice Viviano would have granted leave to appeal to “determine the nature and scope of the constitutional right to an election audit.” The dissent found that Michigan, unlike the vast majority of states, has not adopted legislation “creating a mechanism for the summary or expedited resolution of election contests.” In other words, Michigan does not have an

“efficient mechanism for adjudicating claims of fraud in the election of presidential electors.” Therefore, the dissent “urge[s] the Legislature to consider enacting legislation creating such a mechanism.”

Question Presented

Should the Legislature enact legislation to explicitly provide a mechanism for adjudicating claims of fraud in the election of presidential electors?

Recommendation

The Commission recommends legislative review of this issue but makes no recommendation of specific legislative action.

6. The scope and application of the fair-reporting privilege statute. MCL 600.2911(3). *Punturo v. Kern*, 506 Mich 1009 (2020).

Background

This case involves an action against individuals who made allegedly defamatory statements to the news media. The individuals argued that their statements were protected by the fair reporting privilege. MCL 600.2911(3). Michigan’s “fair reporting privilege” provides in relevant part:

“Damages shall not be awarded in a libel action for the publication or broadcast of a fair and true report of matters of public record, a public and official proceeding, or of a government notice, announcement, written or recorded report or record generally available to the public, or an act of a public body, or for a heading of the report which is a fair and true headnote of the report.”

The Supreme Court denied the Applications for Leave to Appeal. Justice Clement concurred but wrote separately to discuss her view of the fair-reporting privilege statute. Based on both the language of the statute when it was first enacted in 1931 and the amendments enacted in 1988, Justice Clement contends that there is reason to believe that the statutory privilege can be read as applying only to media defendants and not to individuals. Since the “rise of the internet and [] nontraditional journalism” has dramatically changed the media environment in the years since 1988, Justice Clement “ask[s] the legislature to clarify the intended scope and application of the statute.”

Question Presented

Should the Legislature clarify the scope and application of Michigan’s fair reporting privilege statute, MCL 600.2911(3)?

Recommendation

The Commission recommends legislative review of this issue but makes no recommendation of specific legislative action.

7. The mechanism for prosecuting attorneys to appear in firearms rights restoration proceedings. *In re Knight*, 2020 Mich App LEXIS 6199 (2020).

Background

Seventeen years after the petitioner’s conviction for arson, the petitioner sought reinstatement of his gun rights. The order restoring petitioner’s gun rights was granted and the state, represented by the county prosecutor, appealed. On appeal, the petitioner argued that the state lacked standing to sue.

The Court rejected the argument that the prosecutor does not have standing because a county prosecutor is not identified as an “interested party” in MCL 28.424, the firearms rights restoration statute. Rather, the Court held that the county prosecutor has an interest in the matter. The duties of a prosecuting attorney are found in MCL 49.153 and “[n]othing in the firearms rights restoration statutes suggests that MCL 49.153 is not to be applied to such proceedings.” Accordingly, the Court of Appeals held that the county prosecutor was an aggrieved party and, therefore, had standing to appeal.

While the court concluded that the prosecutor had standing, it noted that MCL 49.153 does not specify how a prosecuting attorney shall “appear” at firearms rights restoration hearings. The court found that an “application” to intervene was satisfied in this case, but “invite[s] the Legislature to provide clarity in that regard.”

Question Presented

Should the Legislature clarify the mechanism for the appearance by a prosecuting attorney at a firearms rights restoration hearing?

Recommendation

The Commission recommends legislative review of this issue but makes no recommendation of specific legislative action.

8. Lack of individualized assessments in the Sex Offender Registration Act. *Spencer v. State Police Dir.*, 2020 Mich App LEXIS 7780 (2020).

Background

The plaintiff sought to enjoin enforcement of the Sex Offenders Registration Act (SORA), MCL 28.721 *et seq.* Part of the plaintiff’s claim focused on SORA’s lack of an individualized assessment, specifically that the registry requirements are offense-based and overly broad because not based on a person’s likelihood of re-offending.

In an unpublished *per curiam* opinion, the Court of Appeals recognized that there may be a better way to approach registration of sex offenders and that “an individualized assessment of actual dangerousness would be more useful, more effective, and more fair.” The court also noted that registration under SORA “may brand a person a “sex offender” where the underlying crime was not, in fact, actually sexual in nature.” Although the Court “encourage[s] the Legislature to include such an assessment in any future amendments it makes to SORA,” the Court nevertheless held that SORA remained constitutional without such an assessment.

Question Presented

Should the Legislature require an individualized assessment of actual dangerousness as part of the registry requirements of SORA?

Recommendation

The Commission recommends legislative review of this issue but makes no recommendation of specific legislative action.

PRIOR ENACTMENTS PURSUANT TO
MICHIGAN LAW REVISION COMMISSION RECOMMENDATIONS

The following Acts have been adopted to date pursuant to recommendations of the Commission and in some cases amendments thereto by the Legislature:

1967 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Original Jurisdiction of Court of Appeals	1966, p. 43	65
Corporation Use of Assumed Names	1966, p. 36	138
Interstate and International Judicial Procedures	1966, p. 25	178
Stockholder Action Without Meetings	1966, p. 41	201
Powers of Appointment	1966, p. 11	224
Dead Man's Statute	1966, p. 29	263

1968 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Possibilities of Reverter and Right of Entry	1966, p. 22	13
Stockholder Approval of Mortgage of Corporate Assets	1966, p. 39	287
Corporations as Partners	1966, p. 34	288
Guardians Ad Litem	1967, p. 53	292
Emancipation of Minors	1967, p. 50	293
Jury Selection	1967, p. 23	326

1969 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Access to Adjoining Property	1968, p. 19	55
Recognition of Acknowledgments	1968, p. 64	57
Dead Man's Statute Amendment	1966, p. 29	63
Notice of Change in Tax Assessments	1968, p. 30	115
Antenuptial and Marital Agreements	1968, p. 27	139
Anatomical Gifts	1968, p. 39	189
Administrative Procedures Act	1967, p. 11	306
Venue for Civil Actions	1968, p. 17	333

1970 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Land Contract Foreclosures	1967, p. 55	86
Artist-Art Dealer Relationships	1969, p. 41	90
Minor Students' Capacity to Borrow Act	1969, p. 46	107
Warranties in Sales of Art	1969, p. 43	121
Appeals from Probate Court	1968, p. 32	143
Circuit Court Commissioner Powers of Magistrates	1969, p. 57	238

1971 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Revision of Grounds for Divorce	1970, p. 7	75
Civil Verdicts by 5 of 6 Jurors in Retained Municipal Courts	1970, p. 40	158
Amendment of Uniform Anatomical Gift Act	1970, p. 45	186

1972 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Summary Proceeding for Possession of Premises	1970, p. 16	120
Interest on Judgments	1969, p. 59	135
Business Corporations	1970, Supp.	284
Constitutional Amendment re Juries of 12	1969, p. 60	HJR "M"

1973 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Execution and Levy in Proceedings Supplementary to Judgment	1970, p. 51	96
Technical Amendments to Business Corporation Act	1973, p. 8	98

1974 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Venue in Civil Actions Against Non-Resident Corporations	1971, p. 63	52
Choice of Forum	1972, p. 60	88
Extension of Personal Jurisdiction in Domestic Relations Cases	1972, p. 53	90
Technical Amendments to the Michigan General Corporations Act	1973, p. 37	140
Technical Amendments to the Revised Judicature Act	1971, p. 7	297
Technical Amendments to the Business Corporation Act	1974, p. 30	303
Amendment to Dead Man's Statute	1972, p. 70	305
Attachment and Collection Fees	1968, p. 22	306
Contribution Among Joint Tortfeasors	1967, p. 57	318
District Court Venue in Civil Actions	1970, p. 42	319
Due Process in Seizure of a Debtor's Property (Elimination of Pre-Judgment Garnishment)	1972, p. 7	371

1975 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Hit-Run Offenses	1973, p. 54	170
Equalization of Income Rights of Husband and Wife in Entirety Property	1974, p. 12	288
Disposition of Community Property Rights at Death	1973, p. 50	289
Insurance Policy in Lieu of Bond	1969, p. 54	290
Child Custody Jurisdiction	1969, p. 23	297

1976 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Due Process in Seizure of a Debtor's Property (Replevin Actions)	1972, p. 7	79
Qualifications of Fiduciaries	1966, p. 32	262
Revision of Revised Judicature Act Venue Provisions	1975, p. 20	375
Durable Family Power of Attorney	1975, p. 18	376

1978 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Juvenile Obscenity	1975, p. 133	33
Multiple Party Deposits	1966, p. 18	53
Amendment of Telephone and Messenger Service Company Act	1973, p. 48	63
Elimination of References to Abolished Courts:		
a. Township Bylaws	1976, p. 74	103
b. Public Recreation Hall Licenses	1976, p. 74	138
c. Village Ordinances	1976, p. 74	189
d. Home Rule Village Ordinances	1976, p. 74	190
e. Home Rule Cities	1976, p. 74	191
f. Preservation of Property Act	1976, p. 74	237
g. Bureau of Criminal Identification	1976, p. 74	538
h. Fourth Class Cities	1976, p. 74	539
i. Election Law Amendments	1976, p. 74	540
j. Charter Townships	1976, p. 74	553
Plats	1976, p. 58	367
Amendments to Article 9 of the Uniform Commercial Code	1975, Supp.	369

1980 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Condemnation Procedures	1968, p. 8	87
Technical Revision of the Code of Criminal Procedure	1978, p. 37	506

1981 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Elimination of Reference to the Justice of the Peace: Sheriff's Service of Process	1976, p. 74	148
Court of Appeals Jurisdiction	1980, p. 34	206

1982 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Limited Partnerships	1980, p. 40	213
Technical Amendments to the Business Corporation Act	1980, p. 8	407

Interest on Probate Code Judgments	1980, p. 37	412
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1983 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Elimination of References to Abolished Courts:		
Police Courts and County Board of Auditors	1979, p. 9	87
Federal Lien Registration	1979, p. 26	102

1984 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Legislative Privilege:		
a. Immunity in Civil Actions	1983, p. 14	27
b. Limits of Immunity in Contested Cases	1983, p. 14	28
c. Amendments to Revised Judicature Act for Legislative Immunity	1983, p. 14	29
Disclosure of Treatment Under the Psychologist/Psychiatrist- Patient Privilege	1978, p. 28	362

1986 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Amendments to the Uniform Limited Partnership Act	1983, p. 9	100

1987 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Amendments to Article 8 of the Uniform Commercial Code	1984, p. 97	16
Disclosure in the Sale of Visual Art Objects Produced in Multiples	1981, p. 57	40, 53, 54

1988 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Repeal of M.C.L. § 764.9	1982, p. 9	113
Statutory Rule Against Perpetuities	1986, p. 10	417, 418
Transboundary Pollution Reciprocal Access to Courts	1984, p. 71	517

1990 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Elimination of Reference to Abolished Courts:		
a. Procedures of Justice Courts and Municipal Courts	1985, p. 12; 1986, p. 125	217
b. Noxious Weeds	1986, p. 128; 1988, p. 154	218
c. Criminal Procedure	1975, p. 24	219
d. Presumption Concerning Married Women	1988, p. 157	220
e. Mackinac Island State Park	1986, p. 138; 1988, p. 154	221
f. Relief and Support of the Poor	1986, p. 139; 1988, p. 154	222
g. Legal Work Day	1988, p. 154	223
h. Damage to Property by Floating Lumber	1988, p. 155	224

1991 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Elimination of Reference to Abolished Courts:		
a. Land Contracts	1988, p. 157	140
b. Insurance	1988, p. 156	141
c. Animals	1988, p. 155	142
d. Trains	1986, pp. 153, 155; 1987, p. 80; 1988, p. 152	143
e. Appeals	1985, p. 12	144
f. Crimes	1988, p. 153	145
g. Library Corporations	1988, p. 155	146
h. Oaths	1988, p. 156	147
i. Agricultural Products	1986, p. 134; 1988, p. 151	148
j. Deeds	1988, p. 156	149
k. Corporations	1989, p. 4; 1990, p. 4	150
l. Summer Resort Corporations	1986, p. 154; 1988, p. 155	151
m. Association Land	1986, p. 154; 1988, p. 155	152
n. Burial Grounds	1988, p. 156	153
o. Posters, Signs, and Placecards	1988, p. 157	154

p. Railroad Construction	1988, p. 157; 1988, p. 156	155
q. Work Farms	1988, p. 157	156
r. Recording Duties	1988, p. 154	157
s. Liens	1986, pp. 141, 151, 158; 1988, p. 152	159

1992 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Determination of Death Act	1987, p. 13	90

1993 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Condemnation Procedures of Home Rule Villages	1989, p. 17	32
Condemnation Procedures Regarding Railroads	1989, p. 25	354
Condemnation Procedures Regarding Railroad Depots	1989, p. 26	354

1995 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Condemnation Procedures Regarding Inland Lake Levels	1989, p. 24	59
Condemnation Procedures of School Districts	1989, p. 24	289

1996 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Felony Murder and Arson	1994, p. 179	20, 21

1998 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Condemnation Procedures of General Law Villages	1989, p. 16	254
Repeal of Article 6 of the Uniform Commercial Code	1994, p. 111; 1997, p. 131	489
Uniform Fraudulent Transfer Act	1988, p. 13	434
Uniform Trade Secrets Act	1993, p. 7	448
Revisions to Lemon Law (recommendation to include leased vehicles)	1995, p. 7	486

2002 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Guilty but Mentally Ill - Burden of Proof	2000, p. 85	245

2003 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Anatomical Gifts	1993, p. 53	62, 63

2004 Legislative Session

<u>Subject</u>	<u>Commission Report</u>	<u>Act No.</u>
Governor's Power to Remove Public Officials from Office (recommendation on school board and intermediate school board members)	2003, p. 21	234

BIOGRAPHIES OF COMMISSION MEMBERS AND STAFF

RICHARD D. McLELLAN

Richard D. McLellan is Chair of the Michigan Law Revision Commission, a position he has filled since 1986 following his appointment as a public member of the Commission in 1985.

Mr. McLellan is a practicing attorney and business consultant in Lansing, Michigan. In 2007, Mr. McLellan retired as a lawyer with the law firm of Dykema Gossett PLLC where he served as the Member-in-Charge of the firm's Lansing Office and as the leader of the firm's Government Policy Department.

He is a member of the Board of Directors of ITC Holdings (NYSE: ITC) and is an Independent Trustee of the JNL Series Trust, a \$50 billion variable annuity fund managed by the Jackson National Life Insurance Company. He also serves as Chairman of Africa Continental Holdings, LLC.

By appointment of the Supreme Court, Mr. McLellan served two terms as a Member of the Board of Commissioners of the State Bar of Michigan.

Mr. McLellan started his career as an administrative assistant to Governor William G. Milliken and as Acting Director of the Michigan Office of Drug Abuse.

Following the 1990 Michigan elections, Mr. McLellan was named Transition Director to then Governor-elect John Engler. In that capacity, he assisted in the formation of Governor Engler's Administration and conducted a review of state programs. He was also appointed by the Governor as Chairman of the Corrections Commission, a member of the Michigan Export Development Authority, a member of the Michigan International Trade Authority, a member of the Library of Michigan Board of Trustees, a member of the Michigan Jobs Commission, a member of the McPherson Commission on Charter Schools, and Chairperson of the Michigan Film Advisory Commission.

During the administration of President Gerald Ford, Mr. McLellan served as an advisor to the Commissioner of the Food and Drug Administration and as a member of the National Advisory Food and Drug Committee of the U.S. Department of Health, Education, and Welfare.

In 1990, Mr. McLellan was appointed by President George Bush as a Presidential Observer to the elections in the People's Republic of Bulgaria. The elections were the first free elections in the country following 45 years of Communist rule. In 1996, he again acted as an observer for the Bulgarian national elections. And again, in February 1999, he acted as an observer for the Nigerian national elections with the International Republican Institute.

Mr. McLellan is a member of the Board of Governors of the Cranbrook Institute of Science, one of Michigan's leading science museums. He helped establish and served for ten years as President of the Library of Michigan Foundation. He helped establish and served as both President and Chairman of the Michigan Japan Foundation, the private foundation providing funding for the Japan Center for Michigan Universities.

Mr. McLellan has served as a member of the Board of Trustees of Michigan State University Detroit College of Law and a member of the Advisory Board for MSU's James H. and Mary B. Quello Center for Telecommunication Management and Law. He also serves as an adjunct professor in MSU's College of Communications Arts.

Mr. McLellan is a former Chairman of the Board of Directors of the Michigan Chamber of Commerce and is a member of the Board of Directors of the Mackinac Center for Public Policy, the Oxford Foundation, and the Cornerstone Foundation.

Mr. McLellan served as a member of the Board of Directors of the Mercantile & General Life Reassurance Company of America and the Crown America Life Insurance Company. He also served as Chairman of the Michigan Competitive Telecommunications Providers Association and as Chairman of the Information Technology Association of Michigan.

Mr. McLellan has been active in matters concerning persons with disabilities. He is a former President of the Arthritis Foundation, Michigan Chapter, a former member of the National Advocacy Committee of the Arthritis Foundation, and a former member of the National Research Committee, Arthritis Foundation.

He is a graduate of the Michigan State University Honors College and the University of Michigan Law School. He has served as an adjunct professor of international studies at Michigan State University.

ANTHONY DEREZINSKI

Mr. Derezinski is Vice Chairman of the Michigan Law Revision Commission, a position he has filled since May 1986 following his appointment as a public member of the Commission in January of that year.

Mr. Derezinski recently served for four years as a Councilmember of the Ann Arbor City Council to which he was elected in November of 2008. He was also an Instructor at the University of Michigan School of Education where he taught courses in various aspects of education law. He is the former Director of Government Relations for the Michigan Association of School Boards from which he retired in 2008. He also previously served as an adjunct professor of law at the University of Michigan Law School and at the Department of Education Administration of Michigan State University, and previously was a visiting professor of law at the Thomas M. Cooley Law School.

He is a graduate of Muskegon Catholic Central High School, Marquette University, the University of Michigan Law School (Juris Doctor degree), and Harvard Law School (Master of Laws degree). He is married and resides in Ann Arbor, Michigan.

Mr. Derezinski is a Democrat and served as a State Senator from 1975 to 1978. He was a member of the Board of Regents of Eastern Michigan University for 14 years, served on the Committee of Visitors of the University of Michigan Law School, and was a member of the Council of the Center for the Education of Women in Ann Arbor. He also served on the Foundation Board of Hospice of Ann Arbor and as a Judge and Chief Judge of the Michigan Military Appeals Tribunal. He currently serves on the Boards of Directors of Washtenaw Literacy and of the Evangelical Homes of Michigan Foundation.

He served as a Lieutenant in the Judge Advocate General's Corps in the United States Navy from 1968 to 1971 and as a military judge in the Republic of Vietnam. He is a member of the Veterans of Foreign Wars, Derezinski Post 7729, the American Legion Department of Michigan, and the Vietnam Veterans of America. He is also a Life Member of the Harley Owners' Group.

BRIAN A. LAVICTOIRE

Brian LaVictoire is a public member of the Michigan Law Revision Commission and was appointed to the Commission in January 2019. He is the Deputy General Counsel for Investments and Compliance for the Municipal Employees' Retirement System of Michigan (MERS). Mr. LaVictoire advises the organization on all legal matters pertaining to MERS' \$11 billion portfolio, including reviewing, drafting and negotiating various contracts pertaining to MERS' investments in both public and private markets. Mr. LaVictoire also assists MERS in maintaining its compliance with applicable state and federal laws and regulations.

Before coming to MERS, Mr. LaVictoire was an Assistant Attorney General for the Michigan Department of Attorney General where his practice focused on advising the State regarding its administration of the various state retirement systems and representing the State in all stages of litigation involving the systems. He also represented the State in complex multi-million-dollar construction contract litigation.

Mr. LaVictoire was one of the founding attorneys of McLellan Law Offices, PLLC, a boutique law practice led by Richard McLellan, the former managing member of Dykema Gossett's Lansing Office and one of the most prominent and respected lawyers in Michigan.

Before earning his law degree, Brian worked in the Michigan Legislature as a caucus liaison and regional field representative for the House Republican Caucus under then-Speaker Craig DeRoche.

He graduated from Michigan State University's James Madison College with a B.A. in Political Theory & Constitutional Democracy, and graduated magna cum laude from Michigan State University College of Law.

Mr. LaVictoire is a member of the State Bar of Michigan, the Institutional Limited Partners Association, the Association of Corporate Counsel, as well as the National Association of Public Pension Attorneys.

He lives in DeWitt, Michigan with his wife, Jennifer, and their two boys, Carter and Emmett.

GEORGE E. WARD

Mr. Ward is a public member of the Michigan Law Revision Commission and has served since his appointment in August 1994.

Mr. Ward was the Chief Assistant Prosecuting Attorney in Wayne County in the administration of the Honorable John D. O'Hair. Earlier in his career, he clerked for Justice Theodore Souris of the Michigan Supreme Court and for 20 years was in private civil practice in the City of Detroit. In 2001, Mr. Ward returned to private practice in Wayne County.

He is a graduate of the University of Detroit, and the University of Michigan Law School. He and his wife, Margaret, parents of five adult children and grandparents of nine, live in Canton.

Mr. Ward is an Adjunct Professor at Michigan State College of Law, Wayne State University Law School, and the University of Detroit Mercy School of Law, and a Wayne County Public Administrator. He is a board member of Community Social Services of Wayne County; a consultant to the Macomb County Home Rule Charter Commission in 2008; past President of the Incorporated Society of Irish American Lawyers; a former President of the Board of Control of Saginaw Valley State University; a

former commissioner of the State Bar of Michigan; the former President of the Wayne County Home Rule Charter Commission; the former Executive Secretary of the 1971-1972 City of Detroit Charter Revision Commission; and a former member of the Board of Directors of Wayne Center.

RYAN BERMAN

State Representative Ryan Berman is a legislative member of the Michigan Law Revision Commission and has served on the Commission since January 2019. He was first elected to serve the 39th District in the Michigan House of Representatives in November 2018, representing the residents of the city of Wixom, Commerce Township, a portion of West Bloomfield Township and the village of Wolverine Lake.

Representative Berman serves as Vice Chair on the House Regulatory Reform Committee, and is a member of the Financial Services, Insurance, and Judiciary committees.

Representative Berman is a graduate of Detroit Country Day School, Michigan State University and Wayne State University Law School.

He is an attorney and counselor at law, with a general practice in Bloomfield Hills. As a general practice attorney, Representative Berman works on issues ranging from international business and real estate to criminal law; he acts as general counsel and legal advisor to many small businesses. Representative Berman is currently a reserve police officer, and previously served as a reserve deputy with the Oakland County Sheriff's Office.

He and his wife, Stacie, have been married for more than 15 years and have two daughters.

BRIAN K. ELDER

State Representative Brian Elder is a legislative member of the Michigan Law Revision Commission and has served since February of 2017. He is serving his second term representing the 96th House District, which includes the cities of Bay City and Essexville and Bangor, Frankenlust, Hampton, Kawkawlin, Merritt, Monitor and Portsmouth townships in Bay County. Representative Elder is serving as the Democratic Vice Chair on the Agriculture Committee for the second time, along with serving as a member of the Judiciary Committee. Representative Elder was reappointed to the Michigan Law Revision Commission for a second term and is the Chair and Co-Founder of the Michigan Legislative Labor Caucus.

Representative Elder comes from three generations of autoworkers and is the first member of his family to attend college, having worked his way through Wayne State University, graduating Summa Cum Laude and Phi Beta Kappa with a bachelor's degree in History. He graduated from the UCLA School of Law earning a Juris Doctorate, with honors in Property Law and Oral Advocacy.

Representative Elder has practiced law in Mid-Michigan since 1998 and currently owns Brian K. Elder, P.L.C., a general civil law practice. He has represented dozens of municipalities over his career, as well as labor unions, union members and individuals in the areas of estate planning and elder law.

Representative Elder served eight years as a Bay County Commissioner and served as the Chairman of the Bay County Board of Commissioners. As a County Commissioner, Representative Elder was an acknowledged leader in economic development, creating and Chairing Bay Future, Inc., Bay County's

premiere public-private economic development partnership. He was Bay County's lead negotiator on the Fabiano Bros. multi-million-dollar facility project that resulted in the expansion of the Monitor DDA and led to an additional \$400,000.00 of tax revenue per year to local Bay County governments.

Of course, Representative Elder's favorite accomplishment as a County Commissioner may be the creation of "Central Bark", Bay County's only dog park.

Representative Elder lives in Bay City and is married to Susan Elder, a German teacher at Bay City Central High School and Handy Middle School. They have three children in the Bay City Public School System.

PETER J. LUCIDO

Senator Peter J. Lucido is a legislative member of the Michigan Law Revision Commission and has served on the Commission since January 2015. He was elected to serve the people of the 8th Senate District in November of 2018 and was previously elected in November of 2014 and reelected in 2016 to serve the residents of the 36th House District. He currently represents parts of Macomb County including Shelby, Washington, Bruce, Ray, Lenox, Chesterfield and Harrison townships; the villages of Romeo and New Haven; and the cities of Utica, Mt. Clemens, St. Clair Shores, and part of Grosse Point Shores.

Senator Lucido now serves as Chair of the Committee on Judiciary and Public Safety, Chair of the Joint Committee on Administrative Rules, Vice Chair of Committee on Oversight, and serves on the Committee on Elections and Ethics. He also serves as a member of the Michigan Criminal Justice Policy Commission, Michigan Law Revision Commission, Michigan Commission on Uniform State Laws, and Michigan Elder Abuse Task Force.

He earned a Juris Doctorate from Detroit College of Law (now Michigan State University School of Law), a Master of Business Administration from Central Michigan University, a bachelor's degree in Public Administration and Business from Oakland University, and an associate degree from Macomb Community College.

Senator Lucido practiced law for more than 30 years and was the founder, president and managing partner of one of Macomb County's largest law firms. He is the founder and publisher-emeritus of *Macomb Now Magazine*. Additionally, he is a licensed attorney, insurance agent, and realtor, and was formerly a licensed security register representative.

Senator Lucido has been involved in the community as a member of the Knights of Columbus, Macomb County Chamber of Commerce, Shelby Golden K Kiwanis, Greater Romeo-Washington Chamber of Commerce, Michigan Farm Bureau, Italian American Cultural Center, Italian American Chamber of Commerce, De La Salle Collegiate Board of Trustees, De La Salle Pilot Bar Association, Oakland University Presidents Council, and a former board member and current Ambassador Club member for Henry Ford Macomb Hospitals (formerly known as St. Joseph Mercy Macomb).

He and his wife have been married for more than 25 years and have three children.

STEPHANIE CHANG

Senator Stephanie Chang is a legislative member of the Michigan Law Revision Commission and has served on the Commission since January 2019. Senator Chang, the first Asian American woman to be elected to the Michigan Legislature, worked as a community organizer in Detroit for nearly a decade before serving two terms in the Michigan House of Representatives. She was elected to the Michigan House of Representatives in November 2014 and reelected in 2016 and was first elected to serve the people of the 1st Senate District in November 2018. She currently represents part of Wayne County including Detroit City, Ecorse City, Gibraltar City, Grosse Ile Township, River Rouge City, Riverview City, Trenton City, Woodhaven City, Wyandotte City, and Brownstown Township (part).

Senator Chang now serves as minority vice chair of the Finance Committee, minority vice chair of the Judiciary and Public Safety Committee, and serves on the Government Operations Committee. She was elected Democratic Floor Leader in 2019 and currently is a member of the Legislative Council.

She served as state director for NextGen Climate Michigan, alumni engagement and evaluation coordinator for the Center for Progressive Leadership in Michigan, deputy director for the Campaign for Justice and as an organizer for Michigan United/One United Michigan. She also worked as a community engagement coordinator for the James and Grace Lee Boggs School and assistant to Grace Lee Boggs, an activist, writer, and speaker.

Senator Chang also is a co-founder and past president of Asian and Pacific Islander American Vote-Michigan, and she served as a mentor with the Detroit Asian Youth Project.

In the state House, Senator Chang led the way on air quality protection, education, criminal justice reforms, improving economic opportunities, and affordable, safe drinking water. She passed bipartisan legislation on a range of issues including female genital mutilation, nitrous oxide “whip-its”, reentry services for wrongfully convicted individuals who were exonerated, and more. She quickly earned her colleagues’ respect and was named chair of the Progressive Women’s Caucus in her second term. She also served on the leadership team for the House Democratic Caucus both terms and was a co-founder of the Asian Pacific American Legislative Caucus.

Senator Chang earned her bachelor’s degree in psychology and master’s degrees in public policy and social work from the University of Michigan. She lives in Detroit with her husband, Sean Gray, and two young daughters.

JENNIFER DETTLOFF

Jennifer Dettloff has served as an ex officio member of the Michigan Law Revision Commission since her appointment as the Legislative Council Administrator on November 9, 2016. As Legislative Council Administrator, she is responsible for the supervision and oversight of the following agencies: Legislative Service Bureau, Legislative Corrections Ombudsman, Michigan Veterans’ Facility Ombudsman, Joint Committee on Administrative Rules (staff), Michigan Law Revision Commission, State Drug Treatment Court Advisory Committee, and the Michigan Commission on Uniform State Laws.

Prior to being appointed to the Legislative Council, Ms. Dettloff served as Legal Counsel for two Senate Majority Leaders. She had previously served legislators in both the House and Senate in numerous capacities.

Ms. Dettloff is a member of the State Bar of Michigan. She holds a B.A. from James Madison College at Michigan State University in Social Relations and a J.D. from Thomas M. Cooley Law School.

Ms. Dettloff and her husband, Robert Snyder, live in Williamston, Michigan with their triplets, Madeline, Jack, and William.

JANE O. WILENSKY

Jane O. Wilensky was an Assistant Attorney General from 1984 until 2008, serving in the Finance and Development and Education and Social Services Divisions. From 1997 until 2008, she was the First Assistant in the Education and Social Services Division. Prior to her appointment as an Assistant Attorney General, she worked in the Office of Strategy and Forecasting in the Department of Commerce and the Office of Regulatory and Consumer Affairs in the Michigan Public Service Commission. She was a law clerk for the Honorable John W. Fitzgerald of the Michigan Supreme Court. In 2011, she was appointed Executive Secretary of the Commission.

Ms. Wilensky is a graduate of Boston University's School of Public Communications and received her J.D. Cum Laude from the Thomas M. Cooley Law School.